

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5760 of 1983

Date of decision: 29-8-96

For Approval and Signature

The Hon'ble Mr. Justice S. K. KESHOTE

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether their Lordships wish to see the fair copy of the judgment?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 or any order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

UNION OF INDIA

Versus

SHETHU ANNAJI RAO VAIDYA

Appearance:

MR JC SHETH for Petitioners
None present for respondents.

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 29/08/96

ORAL JUDGEMENT

Notice issued to respondent has been returned with remarks that she has been transferred from Veraval to Bombay. This is a special civil application of the year 1983 and no steps have been taken whatsoever by the petitioner to get the notice served on the respondent.

2. The counsel for the petitioner today is not in a position to give out the correct address of respondent. Otherwise also, I have gone through the award which has been passed by the Claims Commissioner, Western Railway, Vadodara. The respondent has been awarded just and reasonable compensation. In such matters, the Union of India should not have filed writ petition, which is nothing but waste of time and public fund. The counsel for the petitioner is unable to point out any error apparent on the face of the order of the Claims Commissioner, nor is he able to make out any perversity in the finding.

3. In the result the special civil application fails and the same is dismissed. Rule discharged.

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